

SEP 07 2005

PTO/SB/21 (09-04)

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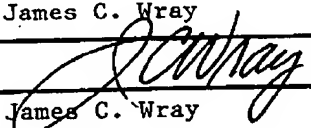
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/798,892	
	Filing Date	03/12/2004	
	First Named Inventor	Christopher T. Evans	
	Art Unit	3653	
	Examiner Name		
Total Number of Pages in This Submission	5	Attorney Docket Number	UNION STREET

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Notification of Loss of Entitlement to Small Entity Status Form PTO-2038 (\$3,965)
Remarks _____		

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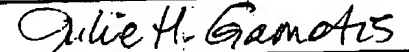
SEP 09 2005

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	James C. Wray		
Signature			
Printed name	James C. Wray		
Date	09/07/2005	Reg. No.	22,693

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Fax: 571-273-8300

Signature			
Typed or printed name	Julie H. Gamotis	Date	09/07/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## SCHEDULE A

<u>Fee Paid</u>	<u>Date Paid</u>	<u>Amount Paid</u>	<u>Current Large Entity Amount</u>	<u>Difference</u>
Filing fee	07/23/2004	385.00	1,000.00	615.00
58 x claims	"	522.00	2,900.00	2,378.00
1 x independent claim	"	43.00	200.00	157.00
Late Declaration surcharge	"	65.00	130.00	65.00
Petition for Revival	"	750.00	1,500.00	750.00
TOTAL:				<hr/> \$3,965.00

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SEP 07 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

EVANS et al.

Serial No. 10/798,892

Art Unit 3653

Filed: March 12, 2004

For: MOIST TOWELETTE PACKAGING

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS  
UNDER 37 CFR §1.27(g)(2)  
AND CORRECTION OF ERROR IN SMALL ENTITY STATUS  
UNDER 37 CFR §1.28(c)

To the Director of the Patent and Trademark Office

Sir:

Kindly correct the status of the above-identified case to large entity status. The status as a small entity was established in good faith and in error, and was continued in good faith and in error.

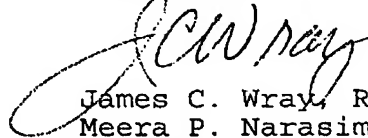
Schedule A, attached hereto, sets out the deficiency owed and the itemization of the deficiency payment as required under 37 CFR §§1.28(c)(2)(i) - (ii)(A) - (D).

09/09/2005 SLUANG1 00000002 10798892

01 FC:1001	790.00 OP
02 FC:1201	200.00 OP
03 FC:1202	2900.00 OP
04 FC:1051	130.00 OP
05 FC:1453	1500.00 OP

Form PTO-2038 authorizing the charge of \$3,965.00 is also attached to cover the total deficiency payment owed.

Respectfully,



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September 7, 2005